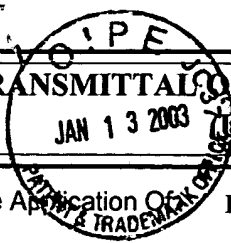


GM 2837



TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

JAN 13 2003

Under 37 CFR 1.97(b) or 1.97(c))

Docket No.

14843

In Re Application Of **Hiroshi Miyajima, et al.**

Serial No.

09/921,520

Filing Date

August 2, 2001

Examiner

Unassigned

Group Art Unit

2837

Title: **APPARATUS AND METHOD FOR DRIVING ACTUATOR**

#5
Chulsa

Address to:

Assistant Commissioner for Patents
Washington, D.C. 20231

37 CFR 1.97(b)

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);

OR

☐ the fee set forth in 37 CFR 1.17(p).

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TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.

14843

In Re Application of Hiroshi Miyajima, et al.

Serial No.

09/921,520

Filing Date

August 2, 2001

Examiner

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Group Art Unit

2837

APPARATUS AND METHOD FOR DRIVING ACTUATOR

Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. 19-1013/SSMP as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of _____
- ☒ Credit any overpayment.
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I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (F

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Certificate of Mailing by First Class Mail

I certify that this document and fee is being deposited with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Mishelle Mustafa

Typed or Printed Name of Person Mailing Certificate

*This certificate may only be used if paying by deposit account.

Thomas Spinelli

Signature

Dated: January 6, 2003

Thomas Spinelli

Registration No.: 39,533

Scully, Scott, Murphy & Presser

400 Garden City Plaza

Garden City, New York 11530

(516) 742-4343

cc:

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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Hiroshi Miyajima, et al. **Examiner:** Unassigned
Serial No: 09/921,520 **Art Unit:** 2837
Filed: August 2, 2001 **Docket:** 14843
For: APPARATUS AND METHOD **Dated:** January 6, 2003
FOR DRIVING ACTUATOR

Assistant Commissioner for Patents
United States Patent and Trademark Office
Washington, D.C. 20231

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.

1. European Patent Application No. EP 0 692 729 A1, dated January 17, 1996;
2. U.S. Patent No. 5,739,651, dated April 14, 1998, issued to Miyazawa et al.;
3. U.S. Patent No. 5,168,203, dated December 1, 1992, issued to Tepavcevic;
4. Patent Abstracts of Japanese Publication No. 64002015, published January 6, 1989 (Japanese application number 62158219, date of application, June 25, 1987); and

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on January 6, 2003.

Dated: January 6, 2003


Michelle Mustafa

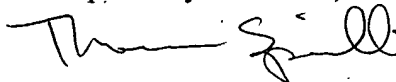
5. Patent Abstracts of Japan Publication No. 63223613, published September 19, 1988 (Japanese application number 62057125, date of application March 12, 1987).

The references were cited in a Search Report received from the European Patent Office, dated December 3, 2002. Applicant is submitting copies of references 1-3 and 5, along with a copy of the Search Report. Reference 4 was previously submitted in an Information Disclosure Statement submitted on August 2, 2001. The relevance of the above-identified references has been described in the Search Report.

Applicants are also submitting herewith a Statement Pursuant to 37 C.F.R.

§ 1.704(d). No fee is required.

Respectfully submitted,



Thomas Spinelli

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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s):	Hiroshi Miyajima, et al.	Examiner:	Unassigned
Serial No:	09/921,520	Art Unit:	2837
Filed:	August 2, 2001	Docket:	14843
For:	APPARATUS AND METHOD FOR DRIVING ACTUATOR	Dated:	January 6, 2003

Assistant Commissioner for Patents
United States Patent and Trademark Office
Washington, D.C. 20231

STATEMENT PURSUANT TO 37 C.F.R. § 1.704(d)

Sir:

I hereby state that each item of information contained in the Information Disclosure Statement submitted herewith was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

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Dated: January 6, 2003


Michelle Mustafa

Therefore, the Information Disclosure Statement submitted herewith cannot be considered a failure to engage in reasonable efforts to conclude prosecution of the application under paragraphs (c)(6), (c) (8), (c) (9), or (c) (10) of 37 C.F.R. § 1.704.

Respectfully submitted,

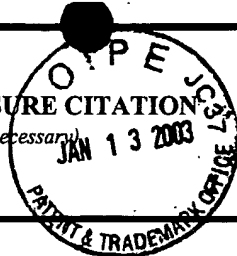
A handwritten signature in dark ink, appearing to read "Thomas Spinelli", written over the printed name.

Thomas Spinelli
Registration No.: 39,533

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TS:cm

INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)



Docket Number (Optional)

14843

Application Number

09/921,520

Applicant(s)

Hiroshi Miyajima, et al.

Filing Date

August 2, 2001

Group Art Unit

2837

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		5,739,651	4/14/1998	Miyazawa et al.			
		5,168,203	12/1/1992	Tepavcevic			

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FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO
		EP 0 692 729 A1	1/17/1996	EPO				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

		Patent Abstracts of Japanese Publication No. 64002015, published January 6, 1989 (Japanese application number 62158219, date of application, June 25, 1987)
		Patent Abstracts of Japan Publication No. 63223613, published September 19, 1988 (Japanese application number 62057125, date of application March 12, 1987)

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.